IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY THIRD DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE R.SUBHASH REDDY

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WRIT PETITION NO : 5123 of 1999

Between:

The A.P.S.R.T.C, rep. by its Managing Director,
Mushirabad, Hyderabad.

..... PETITIONER

AND

1 State Transport Appellate Tribunal, A.P., Hyderabad,

rep. by its Presiding Officer.
2 The Regional Transport Authority, Cuddapah,

rep. by its Secretary.
3 Smt. S.Farid Begum, Private Operator, Cuddapah.

(Dismissed for default as per Court order dt. 21.2.2003 against R.3).

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue an appropriate Writ, order or direction, especially in the nature of Writ of Certiorari, calling for the records relating to the impugned order dated 17-9-1998 made in A.P.No.207/97 on the file of the State Transport Appellate Tribunal, A.P., Hyderabad, setting aside the order dated 1-2-1997 made in Rc.No.1099/A2/94 by the Regional Transport Authority, Cuddapah and quash the same as arbitrary and illegal, without jurisdiction.

Counsel for the Petitioner: MR. S.NAGARAJ

Counsel for Respondents 1 and 2: GOVERNMENT PLEADER FOR TRANSPORT

The Court made the following:

ORDER:

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This writ petition is filed questioning the orders of the State Transport Appellate Authority, Andhra Pradesh, Hyderabad (for short, 'the appellate authority'), dated 17-09-1998 passed in A.P.No.207 of 1997. In the impugned order, the appellate authority, while setting aside the order of the Secretary, Regional Transport Authority, Cuddapah, issued directions for issuing stage carriage permit on town service from Cuddapah Machupalli cross road to Santhinagar to the third respondent herein.

Though the writ petition is filed questioning the orders of the appellate authority on various grounds, the writ petition is dismissed against the third respondent as early as on 21-02-2003. As much as the appellate authority has passed orders on the appeal filed by the third respondent, in view of dismissal of the writ petition against the third respondent, the petitioner is not entitled for any relief as prayed for.

The writ petition is devoid of merits and the same is accordingly dismissed. No order as to costs.

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R.SUBHASH REDDY, J

23rd June, 2005.

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ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Presiding Officer, State Transport Appellate Tribunal,

Andhra Pradesh, Hyderabad.

2. The Secretary, Regional Transport Authority, Cuddapah.

3. Two CCs to the Government Pleader for Transport,

High Court Buildings, Hyderabad (O.U.T).

4. Two CD copies.